Kimberley Hanks McGair, OSB #984205
Farleigh Wada Witt
121 SW Morrison Street, Suite 600
Portland, Oregon 97204-3136
Telephone: (503) 228-6044

Attorneys for Michael B. Batlan, Trustee

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF OREGON

In re Evan P. Braude, Debtor.	Case No. 12-35435-elp7 TRUSTEE'S SECOND MOTION FOR ORDER EXTENDING DEADLINE TO FILE COMPLAINT OBJECTING TO DISCHARGE

Pursuant to LBR 7007-1, Michael B. Batlan, duly appointed trustee herein ("Trustee"), certifies that his counsel has conferred with Evan P. Braude's ("Debtor") counsel regarding this motion and Debtor opposes this motion.

Trustee, by and through counsel, moves this court for an order extending the deadline for the Trustee to file a complaint objecting to the Debtor's discharge pursuant to 11 U.S.C. § 727 through and including March 15, 2013. This motion is based on Fed. R. Bankr. P. 4004(b) and the following circumstances:

1. This case was filed on July 12, 2012.

2. Based on information the Trustee received in mid-September, on September 27, 2012, the Trustee sought permission to employ counsel to assist the Trustee with his investigation as to whether the Debtor may have pre-petition assets that are not included on his schedules and/or disclosed at his 341(a) Meeting of Creditors.

3. On November 15, 2012, the Court extended the current deadline for the Trustee to file a complaint objecting to discharge to December 15, 2012 to allow time for

Trustee's counsel to request and review documents to evaluate whether or not a complaint objecting to discharge is warranted.

4. Trustee's counsel requested a number of documents from Debtor and his spouse, Karla Braude, to assist Trustee in this investigation. The documents provided by Debtor and his spouse are incomplete. Trustee's counsel has requested Debtor provide complete documents. However, Trustee's counsel does not anticipate receiving complete documents in sufficient time to review them prior to the current deadline of December 15, 2012. Trustee needs additional time to receive and review those documents and otherwise fully-investigate the potential undisclosed assets, including potentially taking examinations of the Debtor and third persons, before determining whether to object to the Debtor's discharge.

WHEREFORE, the Trustee requests the Court enter an order extending the deadline for the Trustee to file a complaint objecting to the Debtor's discharge for 90 days, through and including March 15, 2013. A proposed order is attached hereto as Exhibit 1.

Dated: December 7, 2012.

FARLEIGH WADA WITT

By: /s/ Kimberley Hanks McGair
Kimberley Hanks McGair, OSB #984205
(503) 228-6044
kmcgair@fwwlaw.com
Of Attorneys for Trustee

FARLEIGH WADA WITT
Attorneys at Law
121 SW Morrison Street, Suite 600
Portland, Oregon 97204-3136
Telephone: (503) 228-6044
Facsimile: (503) 228-1741

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF OREGON

In re Evan P. Braude, Debtor.	Case No. 12-35435-elp7 ORDER EXTENDING DEADLINE TO FILE COMPLAINT OBJECTING TO DISCHARGE

This matter came before this Court on Trustee Michael B. Batlan's second motion to extend the deadline to file a complaint objecting to the Debtor's discharge (the "Motion"). The Court having reviewed the Motion, and being otherwise fully advised in the premises, it is hereby,

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ORDERED that the deadline for the Trustee to file a complaint objecting to the Debtor's discharge is extended through and including March 15, 2013.

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I certify that I have complied with the requirements of LBR 9021-1(a)(2)(A).

PRESENTED BY:

FARLEIGH WADA WITT

By: /s/ Kimberley Hanks McGair
Kimberley Hanks McGair, OSB #984205
(503) 228-6044
kmcgair@fwwlaw.com
Of Attorneys for Trustee

cc: Interested Parties

CERTIFICATE OF SERVICE

I hereby certify that on December 7, 2012 I served the foregoing **TRUSTEE'S SECOND MOTION FOR ORDER EXTENDING DEADLINE TO FILE COMPLAINT OBJECTING TO DISCHARGE** on the following parties *via electronic notification, e-mail, facsimile or by depositing a true copy thereof, contained in a sealed envelope, with first-class postage prepaid*, addressed to said parties at the last known address shown below and in the U.S. mail at Portland, Oregon:

Via ECF

- Michael B Batlan mbatlan@aol.com, mbatlan@ecf.epiqsystems.com
- REX K DAINES rdaines@olsendaines.com, noticerd@olsendaines.com; noticesod@gmail.com; noticeood@gmail.com
- KIMBERLEY HANKS McGAIR kmcgair@fwwlaw.com, afunck@fwwlaw.com; lerwin@fwwlaw.com
- US Trustee, Portland USTPRegion18.PL.ECF@usdoj.gov

Via First Class Mail

Atlas Acquisitions LLC
POB 160
Hackensack, NJ 07602-0160

Whitney Braude
18665 Couch Market Rd
Bend, OR 97701

Dated: December 7, 2012.

FARLEIGH WADA WITT

By: /s/ Kimberley Hanks McGair
Kimberley Hanks McGair, OSB #984205
(503) 228-6044
kmcgair@fwwlaw.com
Attorneys for Michael B. Batlan, Trustee

FARLEIGH WADA WITT
Attorneys at Law
121 SW Morrison Street, Suite 600
Portland, Oregon 97204-3136
Telephone: (503) 228-6044
Facsimile: (503) 228-1741